IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 18246 of 2004

Between:

Minorities Development Welfare Housing Society, Reg.No.124/90, gunturk, rep. by its President Abdul Wahab, S/o. Fareede Saheb, Aged 65 Years, R/o. H.No.15-13-239, RTC Colony, Guntur, Guntur Dist.

..... PETITIONER

AND

1 The Jt. Collector, Guntur, Guntur Dist.
2 The Mandal Revenue Officer, Guntur, Guntur Dist.
3 The Dy. Superintendent of Police, Guntur, Guntur District.
4 The Circle Inspector of Police, Lalapet Police Station, Guntur Guntur Dist.
5 The Sub Inspector of Police, Lalapet P.S., Guntur, Guntur District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue any appropriate order or direction or a writ more particularly a writ in the nature of Mandamus directing the Respondents 3 to 5 herein to give police aid to the members of the Petitioner's society Reg.No.134/90 to construct the houses in their plots assigned by the Mandal Revenue Officer, Guntur situated at Guntur-Ponnur road, (Opposite to Andhra Muslim College, Guntur) in Sy.No.11983B and 1201/1B after declaring the inaction of the Respondents 2 to 5 herein is illegal, void and without jurisdiction.

Counsel for the Petitioner: MR.G.DHARMA RAO

Counsel for the Respondents: GP FOR HOME

The Court at the stage of admission made the following Order:

The case of the petitioner society is that in spite of the fact that the second respondent-Mandal Revenue Officer, Guntur, Guntur District granted house site pattas to the members of the petitioner society on 21-09-2004, some unsocial elements have been threatening them with dire consequences, due to which, they are not in a position to construct the houses. It is also alleged that in spite of the fact that they brought the said fact to the notice of the authorities, they failed to take any appropriate action. In the circumstances, this writ petition is filed seeking a direction to respondents 3 to 5 to provide necessary police protection to the members of the petitioner society.

Having heard the learned counsel for the petitioner and the learned Government Pleader appearing on behalf of respondents 3 to 5, I deem it appropriate to dispose of the writ petition granting leave and liberty to the petitioner to make appropriate representation before respondents 3 to 5 explaining the circumstances and seeking necessary police protection, in which event, the same shall be considered and appropriate steps shall be taken in accordance with law.

Accordingly, the writ petition is disposed of. No costs.

07-10-2004

Note: Issue C.C. by tomorrow

(B/o)

To

1 The Joint Collector, Guntur, Guntur Dist.
2 The Mandal Revenue Officer, Guntur, Guntur Dist.
3 The Deputy Superintendent of Police, Guntur, Guntur District.

4 The Circle Inspector of Police, Lalapet Police Station, Guntur Guntur Dist.
5 The Sub Inspector of Police, Lalapet P.S., Guntur, Guntur District.

6 Two C.Cs. to the Government Pleader for Home, High Court Buildings, A.P., Hyderabad, (OUT).

7 Two C.D. Copies.